

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 05-250-A5)

In the Application of: )  
 )  
Stamler et al. )  
 ) Examiner: Not Yet Assigned  
Serial No. Not Yet Assigned )  
International Application No. PCT/US03/037081 )  
 )  
Filed: June 9, 2005 ) Art Unit: Not Yet Assigned  
 )  
For: Forming Iron Nitrosyl Hemoglobin )

**INFORMATION DISCLOSURE STATEMENT**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This prior art statement is filed under 37 C.F.R. §§1.97-1.98 in compliance with the duty of disclosure set forth in 37 C.F.R. §1.56.

In the judgment of the undersigned, the references listed on the attached Form PTO-1449 may be material to the Examiner's consideration of the presently pending claims. However, the references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative relevance between references, whether cited in this statement or prior statements. This statement is not a representation that the listed references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. §102.

**US DOCUMENTS**

1. U.S. Patent No. 6,291,424, issued September 18, 2001.
2. U.S. Patent No. 6,124,255, issued September 26, 2000.

OTHER DOCUMENTS

10/538404  
JC17 Rec'd PCT/PTO 09 JUN 2005

3. Jaening et al., Über die Reaktion zwischen Natriumnitrit und Hamoglobin IV. Umsetzung in Abwesenheit von Sauerstoff. Acta Biologica et Medica Germanica (1970), Vol. 25, No. 2, pages 355-358.

In accordance with MPEP Sections 609 and 707.05(b), it is requested the document cited (including any cited in applicant's specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing on Form PTO-1449. Such initialing is requested even if the Examiner does not consider a cited document to be sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application.

Respectfully submitted,

McDONNELL BOEHNEN  
HULBERT & BERGHOFF LLP  
300 South Wacker Drive  
Chicago, Illinois 60606  
(312) 913-0001

Dated: June 9, 2005

By: 

Jason J. Derry  
Reg. No. 50,692

FORM PTO-1449  
(Rev. 2-32)

U.S. Department of Commerce  
Patent and Trademark Office

Atty. Docket No.

Serial No.

05-250-A5

Note Yet  
Assigned

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use several sheets if necessary)

**Applicant:**

Stamler, et al.

**Filing Date:**

June 9, 2005

**Group:**

Not Yet Assigned

**U.S. PATENT DOCUMENTS**

Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
/SSI/	1	6,291,424	09/18/2001				
/SSI/	2	6,124,255	09/26/2000				

**FOREIGN PATENT DOCUMENTS**

		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc).**

/SSI/	3	Jaening et al., Über die Reaktion zwischen Natriumnitrit und Hamoglobin IV. Umsetzung in Abwesenheit von Sauerstoff. Acta Biologica et Medica Germanica (1970), Vol. 25, No. 2, pages 355-358.

EXAMINER

/Sandra Saucier/

DATE CONSIDERED

07/07/2009

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.